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FORM PTO/SB/29 (12/97)

U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE

**CONTINUED PROSECUTION APPLICATION (CPA)  
REQUEST TRANSMITTAL FORM**  
**37 C.F.R. §1.53(d)**

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INSTITUT  
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DOCKET NO.	ANTICIPATED CLASSIFICATION OF THIS APPLICATION:		PRIOR APPLICATION 09/482,688	
	CLASS	SUBCLASS	EXAMINER	ART UNIT
11411/115			CHOI, Frank I.	1616

Address to: 09/17/2002 SZEWIDIE1 00000111 09482688  
Commissioner for Patents 01 FC:231 370.00 CH  
Washington D.C. 20231 02 FC:202 546.00 CH  
Box CPA 03 FC:203 513.00 CH  
04 FC:204 140.00 CH

**NAMED INVENTORS:** **Paul T GARDINER; Derek E. WOODGATE; Mark S. GILBERT**  
**and Robert W. THOUBURN**

This is a request for filing a **continuation** application under 37 C.F.R. § 1.53(d) (continued prosecution application (CPA)) of pending prior application Serial No. **09/482,688**, filed on **January 13, 2000**, entitled **FOOD SUPPLEMENT FOR INCREASING LEAN MASS AND STRENGTH**.

1. The filing fee is calculated below:

	NUMBER FILED	NUMBER EXTRA*	RATE (\$)	FEE (\$)
BASIC FEE				740.00
TOTAL CLAIMS	77	- 20 =	57	18.00
INDEPENDENT CLAIMS	16	- 3 =	13	84.00
MULTIPLE DEPENDENT CLAIM PRESENT				280.00
*Number extra must be zero or larger			TOTAL	3,138.00
If Applicant is a small entity under 37 C.F.R. §§ 1.9 and 1.27, then divide total fee by 2, and enter amount here.			SMALL ENTITY TOTAL	1,569.00

2. Please charge the required application filing fee of \$1569.00 to the deposit account of **Kenyon & Kenyon**, deposit account number 11-0600.

3. A Verified Statement Claiming Small Entity Status was filed in parent application, Serial No. 09/482,688. Small entity status is still deemed proper.
4. Applicants respectfully request a five-month extension of time in which to respond to the Notice of Appeal mailed February 13, 2002, for which a response period expiring on April 13, 2002 was set. The extended period expires on September 13, 2002. Commissioner is hereby authorized to charge payment of the 37 C.F.R. § 1.136(a) extension fee of **\$980.00** to the deposit account of **Kenyon & Kenyon**, deposit account number **11-0600**.
5. The Commissioner is hereby authorized to charge payment of the following fees, associated with this communication or arising during the pendency of this application, or to credit any overpayment to the deposit account of **Kenyon & Kenyon**, deposit account number **11-0600**:
  - A. Any additional filing fees required under 37 C.F.R. § 1.16;
  - B. Any additional patent application processing fees under 37 C.F.R. § 1.17;
  - C. Any additional patent issue fees under 37 C.F.R. § 1.18;
  - D. Any additional document supply fees under 37 C.F.R. § 1.19;
  - E. Any additional post-patent processing fees under 37 C.F.R. § 1.20; or
  - F. Any additional miscellaneous fees under 37 C.F.R. § 1.21.

4. A duplicate copy of this sheet is enclosed.

Dated: 9/13/02

By: Siu K. Lo  
Siu K. Lo (Reg. No. 46,877)

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